

US EPA ARCHIVE DOCUMENT



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

July 15, 2011

Enbridge Energy, Limited Partnership
c/o Mr. Rich Adams
Vice President, Operations
Superior City Centre
Second Floor
1409 Hammond Ave.
Superior, Wisconsin 54880

Re: Directive to Modify Work Plan and Quantify Submerged Oil pursuant to Removal Administrative Order issued by U.S. EPA on July 27, 2010, pursuant to § 311(c) of the Clean Water Act (Docket No. CWA 1321-5-10-001) and Amendment to Order for Compliance issued by U.S. EPA on September 23, 2010

Dear Mr. Adams:

The United States Environmental Protection Agency ("U.S. EPA") directs Enbridge Energy, Limited Partnership, Enbridge Pipelines (Lakehead) L.L.C., Enbridge Pipelines (Wisconsin), and Enbridge Energy Partners, L.P. (herein collectively referred to as "Enbridge") to: (1) prepare a work plan addendum, and (2) quantify the amount submerged oil identified during the spring 2011 reassessment of Talmadge Creek and the Kalamazoo River (including the Morrow Lake Delta and Morrow Lake). The U.S. EPA issues these directives pursuant to the Removal Administrative Order ("Order") issued by the U.S. EPA on July 27, 2010 and a Supplement to Order for Compliance under Section 311(c) of the Clean Water Act issued ("Supplement") by the U.S. EPA on September 23, 2010 (Docket No. CWA 1321-5-10-001).

(1) Work Plan Addendum

Pursuant to Paragraph 19 of the Order, the U.S. EPA directs Enbridge to prepare and submit to the U.S. EPA an addendum to the plan for quantification of submerged oil entitled:

Enbridge Line 6B MP608, Marshall, MI Pipeline Release, Second Supplement to the Response Plan for Downstream Impacted Areas and the Source Area Response Plan, Commonly Referred to as the "Work Plan for Supplemental Poling in Morrow Lake", Prepared for the United States Environmental Protection Agency, Enbridge Energy, Limited Partnership, Submitted: June 10, 2011

The addendum to the work plan shall describe a scientifically-based model to approximate the total amount of submerged oil present at all locations and areas identified during the spring 2011 reassessment. As amended, the work plan addendum shall describe the parameters that will be included in the model, as well as the source of the data that will be used to populate the model. The model shall incorporate relevant existing data, and should include new data collection activities as required.

The work plan addendum shall be submitted to the U.S. EPA no later than 5:00 pm Eastern time on July 20, 2011

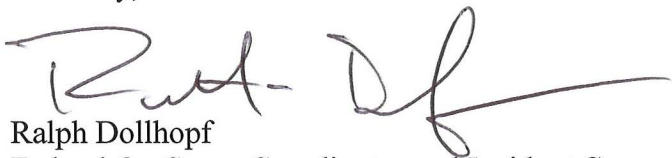
- (2) Quantification of amount of submerged oil identified during the spring 2011 reassessment.

Upon Enbridge's receipt of U.S. EPA approval of the work plan addendum, Enbridge shall develop and implement the model described in the approved work plan to quantify the amount of submerged oil that was identified during the spring 2011 reassessment. Enbridge shall submit a report documenting the results of the model's analysis (*i.e.* a quantification of submerged oil identified during the spring 2011 reassessment) to the U.S. EPA within two weeks of receipt of U.S. EPA approval of the work plan addendum.

Preparation of the addendum to the work plan and implementation of the approved model shall not impede or otherwise affect the progress of active and/or planned oil recovery operations.

If you have any questions regarding this letter, please contact me immediately at (231) 301-0559.

Sincerely,



Ralph Dollhopf
Federal On-Scene Coordinator and Incident Commander
U.S. EPA, Region 5

cc: L. Kirby-Miles, U.S. EPA, ORC
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Records Center, U.S. EPA, Reg. V